UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA
FORT WAYNE DIVISION

IN RE:	)	
	)	
RANDALL STILES	)	CASE NO: 12-13153
	)	CHAPTER 7
DEBTOR	)	

MOTION TO RECOVER UNCLAIMED FUNDS

Comes now, Randall Brian Stiles, Debtor, by Attorney Alan D. Naggatz and moves the Court for an Order pursuant to N.D. Ind. L. B. R. B-3011-1 for release of unclaimed funds deposited with the Clerk of the Court pursuant to 11 U.S.C. § 347(a), Fed. R. Bankr. P. 3011 and in support thereof states as follows:

1. The Creditor is entitled to distribution of ownership of the unclaimed funds in the amount of $3,227.02 See affidavit of ownership filed contemporaneously herewith attached as Exhibit "A"

2. That said funds were first disbursed by the Trustee to the Debtor's last known address of record on file with the Court, which is no longer a valid address for the Debtor and likely prevented delivery of the original check to Debtor.

3. Dilks & Knopik, LLC is authorized to collect funds, as evidenced by Exhibit "B".

4. The Claimant's current mailing address, phone and social security/tax identification number is as follows:

   Randall Brian Stiles
   3223 Tonawanda Dr
   Fort Wayne, IN 46815
   260-443-1190
   SSN/TIN: 2222

5. Dilks & Knopik, LLC has been appointed by the bankruptcy estate of Randall Brian Stiles and duly authorized by supporting documentation to apply for theses funds. Dilks & Knopik, LLC is acting through its Attorney, Alan. D. Naggatz, of the Law Office of Alan D. Naggatz to recover these funds on behalf of Randall Brian Stiles.

6. Applicant has no knowledge that this claim has been previously paid or that any party other than the claimant is entitled to these funds.

7. That notice is served upon the United States Attorney pursuant to Fed. R. Bankr. P. 7004.

8. That the Court take judicial notice of the Trustee's Notice of Unclaimed Funds filed October 21, 2016 and Trustee's Final Report and Account in granting this motion.

WHEREFORE, Applicant moves the Court for an Order releasing the unclaimed funds to in the amount of $3227.02, made payable to Randall Brian Stiles, c/o Dilks & Knopik, LLC, and its Attorney Alan D. Naggatz, 175 W. Lincolnway, Suite I, Valparaiso, IN, 46383 and for such other relief deemed just and proper.

Respectfully submitted,

/s/ Alan D. Naggatz

Alan D. Naggatz, 17479-64
Law Office of Alan D. Naggatz
175 W. Lincolnway, Suite I
Valparaiso, IN 46383
Tel: (219) 476-7222

Dated: January 26, 2017

CERTIFICATE OF SERVICE

I certify that on the above date service of true and complete copies of the attached Motion to Recover Unclaimed Funds was made upon the following below noted interested parties, by electronic filing or by United States Mail with sufficient first class postage affixed.

/s/ Alan D. Naggatz
Alan D. Naggatz

Dilks & Knopik, LLC, 35308 SE Center St, Snoqualmie, WA 98065-9216
Trustee: Kimberly A. Wright, 200 Ferry St., Ste. B, P.O. Box 377, Lafayette, IN 47902-0377
US Trustee, 100 East Wayne St, Room 555, South Bend, IN 46601
US Attorney, 5400 Federal Plaza, Ste 1500, Hammond, IN 46320
Debtor: Randall Stiles, 3223 Tonawanda Dr., Fort Wayne, IN 46815

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA

IN RE:)
) Case: 12-13153
Randall Brian Stiles) Chapter: 7
)
Debtor(s))

AFFIDAVIT OF OWNERSHIP

I, Randall Brian Stiles, under the penalty of perjury under the laws of the United States of America declare (or certify, verify or state) that the following statements and information are true and correct:

1. I request an order releasing the total amount of $3,227.02, which is the sum of monies deposited with the court in the above referenced case.

2. I have appointed Dilks & Knopik, LLC, as my lawful Attorney-in-Fact, who is duly authorized by the attached original Power of Attorney to file this Application for Payment of Unclaimed Funds.

3. I am the debtor in the above mentioned case and my former address was 2109 Kerrigans Way, Fort Wayne, IN 46815.

4. I am the legal owner of the unclaimed funds and, therefore, entitled to payment of said funds listed herein. I have not transferred or assigned said funds to any other entity.

5. The following is my current address and phone number:
   Randall Brian Stiles
   3223 Tonawanda Dr
   Fort Wayne, IN 46815
   260-443-1190

6. I pray the Court will accept this Affidavit of Ownership and grant an Order releasing the unclaimed funds pursuant to the Application for Payment of Unclaimed Funds filed by Dilks & Knopik, LLC.

Dated 10/27/16 By: ______________________
Randall Brian Stiles

STATE OF Indiana, COUNTY OF Allen

On 10/27/16 before me, personally appeared Randall Brian Stiles personally known to me (or proved to me on the basis of satisfactory evidence) to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person, or the entity upon behalf of which the person acted, executed the instrument. WITNESS my hand and official seal.

____
Notary Public

(SEAL) NOTARY PUBLIC SEAL INDIANA

My commission expires on July 5 2018

EXHIBIT "A"

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF INDIANA

RE: Randall Brian Stiles	)	Case: 12-13153
	)	
	)	**AUTHORITY TO ACT**
	)	**Limited Power of Attorney**
Debtor(s)	)	**LIMITED TO ONE TRANSACTION**

USED ONLY TO COLLECT FUNDS FROM THE ABOVE REFERENCED CASE

1. **Randall Brian Stiles** ("CLIENT"), appoints **Dilks & Knopik, LLC** ("D&K"), as its lawful attorney in fact for the limited purpose of recovering, receiving and obtaining information pertaining to the outstanding tender of funds in the amount of **$3,227.02** (the "FUNDS"), including the right to collect on CLIENT's behalf any such funds that are held by a governmental agency or authority.

2. CLIENT grants to D&K the authority to do all things legally permissible and reasonably necessary to recover or obtain the FUNDS held by the governmental agency or authority. This limited authority includes the right to receive all communications from the governmental agency or authority and to deposit checks payable to CLIENT for distribution of the FUNDS to CLIENT, less the fee payable to D&K pursuant to and in accordance with its agreement with CLIENT.

3. D&K may not make any expenditure or incur any costs or fees on behalf of CLIENT without CLIENT's prior written consent.

4. This Authority to Act shall become effective on the below signed date and shall expire upon collection of the aforementioned FUNDS. I authorize the use of a photocopy of this Limited Power of Attorney in lieu of the original.

________________________________ ____________________, 20___
Randall Brian Stiles Date

Tax ID: XXX-XX-2222

ACKNOWLEDGMENT

STATE OF Indiana) COUNTY OF Allen)

On this 21 day of Oct, 16, before me, the undersigned Notary Public in and for the said County and State, personally appeared Randall Brian Stiles known to me to be the person described in and who executed the foregoing instrument, and who acknowledged to me that he did so freely and voluntarily and for the uses and purposes therein mentioned.

WITNESS my hand and official seal:

NOTARY PUBLIC [signature]

Residing at Allen County

My Commission expires July 5 2018

NOTARY PUBLIC SEAL INDIANA

EXHIBIT "B"